

## TEST TICKET CASE FOUGHT IN COURT BY SPECULATORS

Lawyer Asserts That They  
Handled \$50,000 Worth of  
Grand Opera Seats.

DECISION IS RESERVED.

Justice Newburger Orders the  
Filing of Briefs After a  
Long Argument.

After hearing argument for more than an hour today in the test case of the ticket speculators as to the constitutionality of the new law prohibiting them from selling tickets on the sidewalks in front of theatres, Justice Newburger, in the Supreme Court, directed the lawyers to file briefs and said he would reserve decision.

The courtroom was crowded with members of the New York Ticket Speculators Association, who, it is said, have raised \$5,000 to fight the case. Louis Marshall, appearing for the speculators, made a long argument, during the course of which he declared that the new city ordinance sought to destroy a perfectly legitimate business.

"Why," said Mr. Marshall, "it would be most extraordinary if the Board of Aldermen could single out a particular business and prohibit its conduct in the streets. Neither the city nor the legislature has the constitutional right to pass such an arbitrary law."

Assistant Corporation Counsel Hahle cited the case of the Fifth Avenue Coach Company, which was prohibited from placarding its vehicles with advertisements, in support of the ordinance, which was passed after a long fight by the Evening World.

"If the city had the right to regulate the use of the streets in this respect," said Mr. Hahle, "it certainly has the right to regulate the use of the streets as affected by ticket speculating. The purpose of the ordinance is not to prohibit the business of ticket speculating. It is an honest effort on the part of the city to regulate the streets, that's all. If these speculators have any property of hand there is nothing to prevent them from hiring an office somewhere and disposing of them."

"You cannot drive an advertising truck, or a cow through the streets of New York. The city has the right to stop that, so the higher courts have held. Why hasn't the city the same right to regulate the use of the streets in any other respect?"

The case was brought before Justice Newburger in the form of a writ of habeas corpus. John H. Lange, who sold tickets in front of the Metropolitan Opera House, had been arrested for a violation of the new ordinance and looked up in Jefferson Market prison. For the purpose of testing the law, the writ was issued, the speculators contending that Lange's incarceration was illegal. Pending his decision, Justice Newburger paroled Lange in the custody of Lawyer Marshall.

## T. T. WILLIAMS DEAD AFTER AN OPERATION.

He Arose From Street Car Conductor to Be Publisher of the Evening Journal.

Thomas T. Williams, treasurer of the New York Evening Journal Publishing Company and publisher of the New York Evening Journal, died yesterday in his apartment in the Hotel Gotham, following an illness of about three weeks.

The illness which ended in Mr. Williams' death began with a cold, which was followed by erysipelas and other complications. An operation was performed on Monday night and the doctors hoped that Mr. Williams' great physical strength would pull him through. He rallied for a while, but suffered a sudden relapse, which stopped his remaining vitality.

T. T. Williams rose high in the ranks of journalism from driving a horse car in San Francisco. He was born in London fifty-six years ago, but journeyed from there to Australia when a boy in his teens. He lived for a time with relatives in Melbourne, but it was his great ambition to come to America and he arrived on the "gold coast" during stirring times in the history of California. He was only eighteen when he came through the Golden Gate, but at once took to his coat and roughed it in the mining districts of California and Nevada.

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Williams soon made himself known in the newspaper world of the Western metropolis. When Senator George Hearst took control of the Examiner, Williams was one of the first men he went after, and he had ever since been identified with Hearst newspapers, filling in in almost every department and making good to the extent that he was finally regarded as one of the little group of William Randolph Hearst's right hand men.

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## FIRE FAILS TO SCARE 500 SCHOOL CHILDREN.

Five hundred children composing the nineteen classes in Public School No. 57 in Reid avenue, Brooklyn, marched out of their rooms in perfect order this afternoon when fire was discovered in the chimneys between two houses across the way at Nos. 75 and 80 Reid avenue.

The firemen found little work when they reached the place. The children, ranging in ages from six to ten years, were massed in the rear yard and playground, waiting to be sent back to their books. When the alarm was sounded, Miss Eleanor Elliott, principal of the school, ordered the fire drill. Each of the classes formed in line and waited for the order to move just as though a real fire had not been added to the usual exercise.

## KICKS A BOMB LEFT IN HALLWAY AT "THREE TREYS"

Black Hand Belt Tenant Badly  
Scared When He Learns  
of Narrow Escape.

In the block of East Eleventh street between First and Second avenues, where more dynamite outrages, Black Hand murders and kidnappings have occurred than in any area of similar size in the Greater City, an unexploded bomb was found today. It had been left in the hallway of the tenement known as the "Three Treys" because its number is 223.

This is a four-story building sheltering twelve families. The courtyard at the back is flanked by two smaller wings, in each of which eight families live. Entrance to and egress from the rear tenements is by way of the main hallway in the front.

Steps on Bomb and Kicks It.

About 5 o'clock this morning two men passed through from the rear on their way to work. One of them, Nuncio Casimiro, stepped on something round and hard which rolled under his foot and he gave it a kick which sent it bouncing along the floor. Before he could kick it again his companion, Giuseppe Unico, grabbed him around the waist and begged him by all the saints to be careful.

The round object was a cylinder eight inches long and an inch and a half in diameter. The outer covering resembled concrete. In the middle was set a fulminating cap to which a time fuse was attached. The fuse had gone out after burning down until only a stubby scorched fragment remained.

Neither of the men could have traced the thing for weeks. They ran for the landlord, Antonette Savare, she picked it up and laid it on a fire escape, then sent for the owner of the house, Philip Schlachetky of No. 183 Madison avenue. Schlachetky told Antonette to send the thing away from there.

Loaded to Do Damage.

So she carried it to the Fifth street station, where Deputy Chief Egan came and took charge of it. When Egan took the cylinder in his hands and broke it in two everybody in the station house, including Desk Sergeant Tom Monahan, who is stout, adjourned outdoors. Egan couldn't tell by a cursory examination whether the bomb was loaded with dynamite or black powder, but he opined it could have done a lot of damage.

Angelo Marzoni, a fishmonger at whose side door the thing was lying, denied that he had received any threatening letter. Finally the landlord recalled that a tenant who had saved up \$5,000 fled to Italy lately because the Black Hand was after him for a division.

Just across the street stand the Spanelli houses, a row of tenements where there have been four bomb explosions in three years.

## MINISTER A SUICIDE.

Universalist Pastor's Mind Had  
Been Affected by Overstudy.

ROCHESTER, N. Y., March 23.—Rev. Richard A. Lenz, pastor of the Universalist Church at Nunda, committed suicide today by hanging himself with a trunk strap in his study. His act is attributed to mental trouble brought on by overstudy. Mr. Lenz was a graduate of St. Lawrence University and was formerly located at Foster, Pa. He is survived by his widow.

## KILLED BY TON OF DIRT.

While at work in an excavation at Miner and Bogart avenues on the Morris Park Viaduct this afternoon, Antonio Masetti of Pelham Parkway and Williamsbridge road was instantly killed when a ton of dirt fell on him from the bank of the excavation. Giuseppe Pasti, twenty-one years old, cooped with a broken leg. The foreman of the job was arrested.

## Negroes Thank Taft.

WASHINGTON, March 23.—A delegation of negroes headed by John G. Napier, Register of the Treasury, and Whitfield McKinley, Collector of the Port of Georgetown, D. C., called at the White House today and thanked President Taft for his action in sending a letter of confidence to Booker T. Washington.

## Brandreth's PILLS

Entirely  
Vegetable

The Very Best Laxative  
and Blood Tonic.  
For Constipation, Biliousness,  
Headache, Dizziness, Indi-  
gestion, &c., they have no equal.

## GREATEST SALE OF HIGH-GRADE PICTURES

Ever Held in New York  
BUILDING COMING  
DOWN THIS MONTH  
Everything Must Be Sold  
Regardless of Value at Your Price.

REAR'S ART STORE,  
30 East 23d St.

## ACCUSE U. S. CONSUL OF LEAVING THEM IN PLAGUE'S GRIP

Tennyson's Passengers Send  
Protests to Knox and to  
British Authorities.

Passengers of the British steamship Tennyson, which arrived here yesterday from Brazil and the West Indies with persons aboard who had been exposed to small-pox, have sent to Secretary of State Knox and the Earl of Crewe, English Colonial Secretary in London, a vigorous and bitter complaint against American Consul Hale at Port-au-Prince, Trinidad, and the British Governor of that province. It is charged that the British authorities refused to allow Capt. Allen of the Tennyson to land two steerage passengers suffering from small-pox at Port au Prince, and that Consul Allen entirely ignored requests from American passengers that he intercede for those aboard the Tennyson.

The Tennyson of the Lamport & Holt line left Santos, Brazil, on March 2, with 121 steerage passengers, 24 cabin passengers and a crew of 100. On March 8 the surgeon found that two steerage passengers were suffering from small-pox and had them placed in the hospital.

Vaccinated All on Board.

As all the steerage passengers had been exposed, as well as the steerage stewards and many of the crew, the situation was serious. Everybody on board was promptly vaccinated. All speed was made for Port au Prince, which port was reached on March 14. Port au Prince was quarantined when the Tennyson arrived. Only the ship's surgeon was allowed ashore. He asked permission of the Governor and the Surgeon-General to transfer the two small-pox patients from the Tennyson to the isolation hospital. This request was promptly turned down.

The Port au Prince authorities said they already had bubonic plague in the port and would not add to the danger by taking in small-pox. When this was reported to Capt. Allen he sent a strong message of protest ashore by the surgeon, but was ignored.

Consul Refused to Act.

Then the American passengers sent Consul Hale. He not only refused to visit the ship, but failed to send a representative. The small-pox sufferers remained on the Tennyson until British Barbadoes was reached on March 18, when they were transferred to a hospital.

When the Tennyson reached New York yesterday Health Officer Doty sent all the steerage passengers and most of the crew to the isolation hospital on Hoffman Island. The protests against the British and American authorities at Port au Prince were forwarded today.

The leader among the Americans in getting up a protest to Secretary of State Knox was James Stewart of James Stewart & Co., No. 95 Wall street, coffee importers. Mr. Stewart today, in telling of the trip to an Evening World reporter, said:

"The treatment accorded us at Port au Prince was positively inhuman. There was no telling when small-pox might break out and the Tennyson would become a veritable pest ship. Although everybody on board had been vaccinated and every precaution had been taken, we were in a tropical climate and the danger was acute."

Blames British Officers.

"We were told by the Trinidad representatives of the British Government that our small-pox patients would be doubtless well cared for in New York, that they had all they could attend to with the bubonic plague. Our consul, Mr. Hale, ignored us utterly. We were told by the ship's officers that Mr. Hale had been at Port au Prince a long time and is entirely in sympathy with the British territorial officers."

Owing to the prompt precautionary measures adopted by the surgeon and officers of the Tennyson there appears to be little danger of any outbreak of small-pox among those of the passengers and crew who reached New York. Many of those aboard were vaccinated from three to five times after March 8.

Among those who signed the protests were: Christoval Vallin, Spanish Minister to Cuba; J. E. Bailey and George E. Salsbery of Racine, Wis.; Sidney Storey of New Orleans and B. L. Johnston of St. Paul.

Austria, 28,500,000.

VIENNA, March 23.—Provisional census returns estimate the population of Austria at 28,567,898, an increase of 2,477,190 in ten years.

## HONEYMOON LASTS TWO HOURS, THEN SHE ASKS DIVORCE

Nineteen-Year-Old Girl Who  
Eloped Says She Went  
Home to Mamma.

Annetta Freiberg, a pretty nineteen-year-old girl, who ran away from her home in this city and was secretly married to David Freiberg in Jersey City April 27, 1909, to-day asked Justice Giegerich in the Supreme Court for a divorce.

She declared that she and Freiberg never lived together, as she returned to her mamma two hours after the wedding ceremony was performed. In support of her suit for divorce she charged that Freiberg had acted improperly with various women within two months after she became his wife.

Morris Adler and Harry Silver were Mrs. Freiberg's principal witnesses. They told how they had come upon Freiberg in a resort in East Houston street, where he was "gushing all over with affection" and making "sweet eyes" at several girls.

"How came you to go there?" asked Justice Giegerich of the two.

"Oh, they were giving away tickets and we just dropped in for luck," they said.

"Either of you married?" went on his Honor.

"Yes, I am," answered Silver.

"Well, where was your wife?"

"Oh, she was in the country at the time."

Freiberg did not contest the case and Justice Giegerich reserved decision.

Freiberg lives at No. 26 Clinton street. Mrs. Freiberg lives with her mother, Mrs. Sophie Waxman, at No. 400 East Houston street.

Dr. Ashley Buried.

WATERBURY, Conn., March 23.—The funeral of Dr. Edward F. Ashley was held this afternoon from the home of his parents, Mr. and Mrs. Edward L. Ashley, No. 59 Hillside avenue. The burial was in Riverside cemetery.

WEDDING KNOT TWICE TIED;  
WIFE SEEKS TO CUT IT.

Madsen Wanted to Be Sure They  
Were Legally Married, but  
Now They Are Sorry.

It took an Alderman and a clergyman to make Hans Christian Kruse Madsen and his wife, Alfreda Marie, one. The services of a Judge, two lawyers and a jury will be required to sever the bonds which have become irrevocable to them.

The first venture of the Madsens into matrimony occurred under the guidance of Alderman Samuel Marks in June, 1909. Afraid that the Alderman's knot was not secure enough, the Madsens went to the Little Church Around the Corner in September of the same year, and were remarried by Dr. Houghton. Now Mrs. Madsen is suing for absolute divorce on statutory grounds. The trial will come on early next week in the Brooklyn Supreme Court.

## DANDRUFF Little Flakes of Dandruff, Little Falling Hair.

Make the Head grow weary  
And the Head grow bare.  
BLAME THE GERMS.

When a famous French Physician proved to the world that dandruff is caused by a germ all the old hair tonic fellows claimed that they knew it all the time.

Whether they did or not makes no difference, for we know that germs cause dandruff and not only dandruff but falling hair and scalp itch.

The man or woman who makes no effort to get rid of dandruff will without doubt be bald before the period of youth has passed.

Clever people who want to keep their hair should know that Parisian Sage, now sold all over America, contains ingredients that kill the germs, abolish dandruff, nourish the roots of the hair, stop it from falling.

Parisian Sage is a delightfully refreshing hair grower that is guaranteed to stop falling hair, remove dandruff and stop scalp itch, or money back. Large bottles 50 cents at Heggeman & Co. and druggists everywhere. The girl with Auburn hair is on every bottle.

Having used Parisian Sage, I will gladly recommend it as the best hair tonic I have ever known. I find it the only hair tonic that will cure dandruff, cleanse the scalp and make the hair grow long and beautiful." Miss Signa Ahl, 2 Farwell St., Worcester, Mass., June 8, 1910.

At Your Dealer's  
\$1 to \$10

To wear an American Lady  
Corset means to be a smart dresser. The style and fit to make you so is assured. Name, American Lady, on every pair.

American Lady Corset Co.  
Detroit

New York Chicago Paris

and you are known for your smart style.

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